

FIRST REGULAR SESSION

# SENATE BILL NO. 249

94TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR GROSS.

Read 1st time January 10, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

1251S.011

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## AN ACT

To repeal section 290.505, RSMo, and to enact in lieu thereof one new section relating to overtime compensation for public employees, with an emergency clause.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 290.505, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 290.505, to read as follows:

290.505. 1. No employer shall employ any of his employees for a  
2 workweek longer than forty hours unless such employee receives compensation  
3 for his employment in excess of the hours above specified at a rate not less than  
4 one and one-half times the regular rate at which he is employed.

5 2. Employees of an amusement or recreation business that meets the  
6 criteria set out in 29 U.S.C. § 213(a) (3) must be paid one and one-half times their  
7 regular compensation for any hours worked in excess of fifty-two hours in any  
8 one-week period.

9 3. With the exception of employees described in subsection (2), the  
10 overtime requirements of subsection (1) shall not apply to:

11 (1) Employees who are exempt from federal minimum wage or overtime  
12 requirements pursuant to 29 U.S.C. §§ 213(a)-(b); or

13 (2) **Employees of a public agency of the state, a political**  
14 **subdivision of the state, or an interstate governmental agency. For**  
15 **such public employees, this section shall be interpreted in accordance**  
16 **with the Fair Labor Standards Act, 29 U.S.C. Section 201, et seq., as**  
17 **amended and any regulations promulgated thereunder.**

Section B. Because of the need to preserve federal standards relating to  
2 overtime payments to employees, section A of this act is deemed necessary for the  
3 immediate preservation of the public health, welfare, peace and safety, and is

4 hereby declared to be an emergency act within the meaning of the constitution,  
5 and section A of this act shall be in full force and effect upon its passage and  
6 approval.

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Unofficial

Bill

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